

Appn No. 10/016,070
Am't date November 17, 2004
Reply to Office action of August 17, 2004

REMARKS/ARGUMENTS

The Office Action dated August 17, 2004, has been reviewed and the comments carefully considered.

In the Office Action, various issues and questions are raised concerning the description of the variety. By the amendments in the accompanying Substitute Specification, Applicant has made a bona fide effort to address all issues and questions.

In view of the foregoing amendment and response, it is believed that the application is in condition for allowance and, accordingly, reconsideration and allowance is earnestly solicited.

If any questions remain regarding the allowability of the application, Applicant would appreciate if the Examiner would advise the undersigned by telephone.

The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required by this paper to Deposit Account No. 03-1728. Please show our docket number with any charge or credit to our Deposit Account.

Respectfully submitted,
CHRISTIE, PARKER & HALE, LLP

By Cynthia A. Bonner
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**SUBSTITUTE SPECIFICATION
(Marked up Copy)****HYBRID TEA ROSE PLANT NAMED 'TANTALIZING RED'****CLASSIFICATION**

The present invention relates to a new *Rosa hybrida* plant.

VARIETY DENOMINATION

The new plant has the varietal denomination 'TANTALIZING RED'.

BACKGROUND OF THE INVENTION

The present invention relates to a new and distinct variety of rose plant of the hybrid tea rose of the genus *Rosaceae* which was created by crossing as seed and pollen parents two (2) unknown rose varieties. The varietal denomination of the new variety is 'TANTALIZING RED'.

SUMMARY OF THE INVENTION

Among the novel characteristics possessed by this new variety which distinguishes it from other varieties of which I am aware, is its attractive red-purple flowers.

Asexual reproduction by budding of the new variety onto 'Dr. Huey' rootstock as performed in Wasco, California shows that the foregoing and other distinguishing characteristics come true to form and are established and transmitted through succeeding propagations.

BRIEF DESCRIPTION OF ILLUSTRATION

The accompanying illustration shows typical specimens of the flowers and foliage of the new variety depicted in color as nearly true as it is reasonably possible to make the same in a color illustration of this character.

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DESCRIPTION OF THE NEW VARIETY

The following is a detailed description of 2-year budded plants of the new variety, with color terminology in accordance with *The Royal Horticultural Society Colour Chart (RHSCC)*. The terminology used in color description herein refers to plate numbers in the aforementioned color chart. Phenotypic expression may vary with light availability, environmental and cultural conditions.

The following observations are made of specimens grown outdoors in Wasco, California, during November and budded on understock of 'DR. HUEY'.

PLANT

Form:	Upright
Growth:	Vigorous, non-uniform
Size:	Height about 6 feet; width about 3 feet
Foliage	
Size:	Terminal leaflet length about 2 1/2 inches[[:]], width about 1 3/4 inches; leaf about 5 1/2 inches long and about 4 inches wide
Quantity:	Compound <u>leaf with an average of from 5 to 7 three leaflets, most typically, 7 leaflets</u>
Color	
New foliage:	Upper side near 146A; under side near 182B
Mature foliage:	Upper side near 147A; under side near 147C
Shape:	Elliptic

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Texture

Upper side:	Smooth, semi-glossy
Under side:	Matte
Edge:	Serrated
Serration:	Slight
Petioles:	Top surface color near 144B; Under side near 144A
Stipules:	Normal
Auricle:	Slight serration near 59B to 137C
Rachis:	Smooth

WOOD**New shoots**

Bark:	Smooth
Wood:	Near 59C

Old wood

Bark:	Smooth
Wood:	Near 146B

Flowering stem:	Length about 24 inches
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Winter Hardiness:	Completely winter hardy
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Resistance to Disease:	Average
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Preferred growing

conditions:	Full sun
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Growth habit:	Upright
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Leaves per stem:	About 7
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Thorns and prickles:	Average number of prickles and thorns, new thorns about 3/16 inch, near 142B, mature thorns about 3/8 inch near 144B
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FLOWER/INFLORESCENCE

Blooming Habit:	Recurrent
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Bud	Average length about 1 3/16 inch, width 1 1/2 inches
Form:	High centered classic rose form
Color:	Before sepals divide color near 60A; when sepals first divide color near 60C; when petals begin to unfurl color near 63B
Sepals:	Pointed on ends; regular appearance, usually 5 sepals, 1 1/8 inch long and 1/4 inch wide, occasional extensions
Size:	Length in relation to bud, about 1 3/8 inches
Color	Topside near 158B; bottom near 144C
Peduncle:	Smooth
Length:	About 1 3/4 inches
Strength:	Firm
Color:	Near 139B, <u>with anthocyanin</u> blush near 59C
Flower	
Size:	About 5 inches
Borne:	<u>Singly</u> <u>Multiple blooms per stem</u>
Form:	High centered, opening flat with maturity
Petalage:	About 38
Petaloids in center:	Few, about 3 to 5 petaloids, color near 74C
Fragrance:	Slight

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Lasting Quality:About 3 weeks on plant; about
6 days after cutting**Color****During first 2 days:**Inner petals at flower center
topside near 60B; bottom near
60C; outer petals topside near
60B, bottom near 60C**Base of petals****(Point of attachment):**

Near 158B

**General tonality from
a distance:**Dark Red-Purple near 60e59C**Color Change:**As bloom ages, fades slightly
to near 60C; after 3 or more
days, about the same**General tonality from
a distance:**Dark red even after 3 or more
days**Petals****Length:** Approximately 1 1/8 in. long**Width:** Approximately 2 in. wide**Texture:** Soft**Shape:** Wider than long**Arrangement:** Normal**Appearance:** Satiny**Margin:** SerrateSmooth**Persistance:** Strong, as a cut flower and in
the garden**REPRODUCTIVE ORGANS****Arrangement of stamens,****Filaments and Anthers:**Regularly arranged around
styles, about 40 to 50

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(Marked up Copy)****Color:**filaments and anthers, no
pollen observed**Styles:**Filaments near 162B; Anthers
near 158B**Stigmas:**Thin
Color near 158D**Hips/Seed Vessels/Ovaries****Shape:**

Round

Size:

About 1/2 inch

Color:

Near 144A

Seeds:

No seeds observed

Disease ResistanceCultivar exhibits average
resistance/susceptibility to
disease

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I CLAIM:

A new and distinct Hybrid Tea Rose plant of the variety substantially as shown and described.

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ABSTRACT

A new and distinct Hybrid Tea Rose plant variety with red-purple flowers.

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